BEFORE THE TENNESSEE
BOARD OF WATER QUALITY, OIL, AND GAS

In the Matter of: Tennessee Department of Environment and Conservation.	)	
Petitioner,	)	
	)	APD Case no. 04.02-244954J
vs.	)	
Town of Tellico Plains, Tennessee	)	SDWA no. DWS23-0190
Respondent.	)	

THE TOWN OF TELLICO PLAINS'
FIRST AMENDED
PETITION FOR APPEAL

Comes now into Court, The Town of Tellico Plains ("**The Town**"), pursuant to T. C. A. § 4-5-315(b), and herewith files its First Amended Petition for Appeal to the Board of Water Quality, Oil, and Gas (the "**Board**") for the Board to review the Administrative Law Judge's Order Denying The Town's Motion for Respondent's Costs that was entered October 15, 2025.

In support, The Town would show that its Motion for Respondent's Costs had merit, as set forth in Motion and the Original Petition for Appeal filed by The Town in this case on October 13, 2025, TDEC issuing the Assessment was not warranted under law and TDEC's own policies, was otherwise void, and there was no evidentiary support for a valid and authorized discretionary reason consistent with law and TDEC policy for TDEC to have issued the Assessment. Further, TDEC's issuing and continued prosecuting this void and invalid Assessment for a false reason is the epitome of harassment and causing needless expense.

The Town requests that the Final Order award to The Town its Respondent's Costs pursuant to the Motion for Respondent's Costs filed.

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Respectfully submitted this ___15th_____ day of October, 2025.

/s/ Brian C. Quist

Brian C. Quist BPR #012762
Peter P. Amoruso, BPR # 040982
QUIST, FITZPATRICK & JARRARD, PLLC
800 South Gay Street, Suite 2121
Knoxville, Tennessee 37929-2121
(865) 524-1873 Ext. 207
bcquist@QFJlaw.com
Attorneys for Respondent
Town of Tellico Plains

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing document has been served upon the following persons or entities in the manner indicated on this _15th____ day of October 2025.

Via Email Samantha.Buller-Young@tn.gov

Samantha Buller-Young
Assistant Counsel
Department of Environment and Conservation
Knoxville Field Office
3711 Middlebrook Pike
Knoxville, TN 37921

Via email Emily.vann@tn.gov

Emily B. Vann
Senior Associate Counsel
Office of the General Counsel
Davy Crockett Tower, 5th floor
500 James Robertson Parkway
Nashville, TN 37243

/s/ Brian C. Quist

Brian Quist, BPR 012762

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